

BUSINESS REPORT

MONTANA HOUSE OF REPRESENTATIVES 62nd LEGISLATURE - REGULAR SESSION

HOUSE BUSINESS AND LABOR COMMITTEE

Date: Tuesday, February 15, 2011
Place: Capitol

Time: 8:00 AM
Room: 172

BILLS and RESOLUTIONS HEARD:

HB 275 - Provide offset of personal consumption expenses in survival actions
HB 405 - Medical malpractice reform
HB 416 - Provide for confidentiality for medical practices quality assurance
HB 440 - Require all public and private employers to use E-Verify program
HB 500 - Make daylight savings time official in Montana; don't return to standard time
HB 531 - Revise civil liability for multiple defendants

EXECUTIVE ACTION TAKEN:

HB 105 - *Postponed*
HB128 TABLED
HB 188 TABLED
HB 311 TABLED
HB 378 TABLED
HB 399 DO PASS
HB 408 DO PASS
HB 427 TABLED
HB 428 DO PASS
HB 500 TABLED
HB394-*POSTPONED*
Comments:



REP. Elsie Arntzen, Chair

HOUSE OF REPRESENTATIVES
Roll Call
BUSINESS & LABOR COMMITTEE

DATE: 2/15/2011

<u>NAME</u>	<u>PRESENT</u>	<u>ABSENT/EXCUSED</u>
REP. TOM BERRY, VICE CHAIR	✓	
REP. CHUCK HUNTER, VICE CHAIR	✓	
REP. JEFFREY WELBORN		✓
REP. VIRGINIA COURT	✓	
REP. LILA EVANS	✓	
REP. MATTHEW ROSENDALE	✓	
REP. MICHELE REINHART	✓	
REP. STERLING SMALL	✓	
REP. PAT NOONAN		✓
REP. CARY SMITH	✓	
REP. DANIEL SALOMON	✓	
REP. TIM FUREY	✓	
REP. GORDON VANCE	✓	
REP. CAROLYN SQUIRES		✓
REP. JONATHAN MCNIVEN	✓	
REP. HARRY KLOCK	✓	
REP. EDWARD GREEF	✓	
REP. CARLIE BOLAND	✓	
REP. CHRISTY CLARK	✓	
REP. SCOTT REICHNER	✓	
REP. ELSIE ARNTZEN, CHAIR	✓	



HOUSE STANDING COMMITTEE REPORT

February 15, 2011

Page 1 of 1

Mr. Speaker:

We, your committee on **Business and Labor** recommend that **House Bill 399** (first reading copy -- white) **do pass**.

Signed: _____

Representative Elsie Arntzen, Chair

- END -

Committee Vote:

Yes 21, No 0

Fiscal Note Required ☐

HB0399001SC.hgh

Handwritten initials and date: 2/15/11



HOUSE STANDING COMMITTEE REPORT

February 15, 2011

Page 1 of 1

Mr. Speaker:

We, your committee on **Business and Labor** recommend that **House Bill 408** (first reading copy -- white) **do pass**.

Signed: _____

Representative Elsie Arhtzen, Chair

- END -

Committee Vote:

Yes 13, No 8

Fiscal Note Required ☐

HB0408001SC.hgh

Handwritten initials/signature in the bottom right corner.



HOUSE STANDING COMMITTEE REPORT

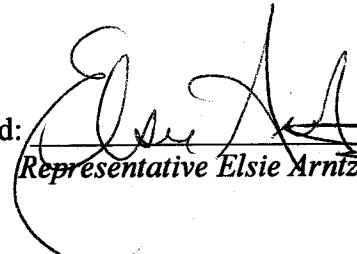
February 15, 2011

Page 1 of 1

Mr. Speaker:

We, your committee on **Business and Labor** recommend that **House Bill 428** (first reading copy -- white) **do pass**.

Signed:


Representative Elsie Arnitzen, Chair

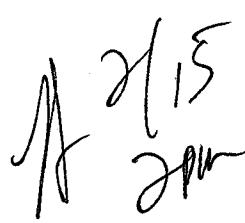
- END -

Committee Vote:

Yes 21, No 0

Fiscal Note Required ☐

HB0428001SC.hgh


Handwritten initials and date 2/15.


BILL TABLED NOTICE

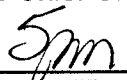

HOUSE BUSINESS AND LABOR COMMITTEE

The HOUSE BUSINESS AND LABOR COMMITTEE TABLED HB 500 - Make daylight savings time official in Montana; don't return to standard time, by motion, on Tuesday, February 15, 2011.



(For the Committee)



(For the Chief Clerk of the House)
 , 

(Time) (Date)

February 15, 2011


Sandra Sullivan, Secretary

Phone: 444-1511

BILL TABLED NOTICE

HOUSE BUSINESS AND LABOR COMMITTEE



The HOUSE BUSINESS AND LABOR COMMITTEE TABLED HB 427 - Revise law related to eligibility for unemployment insurance, by motion, on Tuesday, February 15, 2011.



(For the Committee)



(For the Chief Clerk of the House)

 / 

(Time) (Date)

February 15, 2011


Sandra Sullivan, Secretary

Phone: 444-1511

BILL TABLED NOTICE

HOUSE BUSINESS AND LABOR COMMITTEE

The **HOUSE BUSINESS AND LABOR COMMITTEE** TABLED **HB 128 - Revise health insurance laws**, by motion, on **Tuesday, February 15, 2011**.



(For the Committee)



(For the Chief Clerk of the House)

5pm , 2/15

(Time) (Date)

February 15, 2011


Sandra Sullivan, Secretary

Phone: 444-1511

BILL TABLED NOTICE

HOUSE BUSINESS AND LABOR COMMITTEE



The HOUSE BUSINESS AND LABOR COMMITTEE TABLED HB 188 - Provide licensure and regulation of real estate appraisal management companies, by motion, on Tuesday, February 15, 2011.



(For the Committee)



(For the Chief Clerk of the House)

(Time) (Date)

February 15, 2011

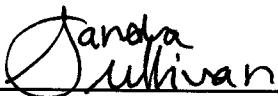
Sandra Sullivan, Secretary

Phone: 444-1511

BILL TABLED NOTICE

HOUSE BUSINESS AND LABOR COMMITTEE


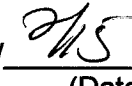
The HOUSE BUSINESS AND LABOR COMMITTEE TABLED HB 311 - Revise penalty for fraudulent workers' compensation claims, by motion, on Tuesday, February 15, 2011.



(For the Committee)



(For the Chief Clerk of the House)

, 

(Time) (Date)

February 15, 2011

Sandra Sullivan, Secretary

Phone: 444-1511

BILL TABLED NOTICE

HOUSE BUSINESS AND LABOR COMMITTEE

The HOUSE BUSINESS AND LABOR COMMITTEE TABLED HB 378 - Provide criteria for pay equity and dispute processes, by motion, on Tuesday, February 15, 2011.

Sandra Sullivan
(For the Committee)

A.
(For the Chief Clerk of the House)

5pm / 2/15
(Time) (Date)

February 15, 2011

Sandra Sullivan, Secretary

Phone: 444-1511

HOUSE OF REPRESENTATIVES
Roll Call Vote
BUSINESS & LABOR COMMITTEE

DATE: 2/15/2011 BILL NO HB128 MOTION NO. _____
 MOTION: _____

DO PASS AS AMENDED

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. TOM BERRY, VICE CHAIR		✓	
REP. CHUCK HUNTER, VICE CHAIR	✓		
REP. JEFFREY WELBORN		✓	✓
REP. VIRGINIA COURT	✓		
REP. LILA EVANS		✓	
REP. MATTHEW ROSENDALE		✓	
REP. MICHELE REINHART	✓		
REP. STERLING SMALL		✓	
REP. CARY SMITH		✓	
REP. PAT NOONAN	✓		
REP. DANIEL SALOMON		✓	
REP. TIM FUREY	✓		
REP. GORDON VANCE		✓	
REP. CAROLYN SQUIRES	✓		
REP. JONATHAN MCNIVEN	✓	✓	✓
REP. HARRY KLOCK		✓	✓
REP. EDWARD GREEF		✓	
REP. CARLIE BOLAND	✓		
REP. CHRISTY CLARK		✓	
REP. SCOTT REICHNER		✓	✓
REP. ELSIE ARNTZEN, CHAIR		✓	

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HOUSE OF REPRESENTATIVES
Roll Call Vote
BUSINESS & LABOR COMMITTEE

DATE: 2/15/2011 BILL NO. HB 188 MOTION NO. _____
 MOTION: _____

DO PASS AS AMENDED

<u>NAME</u>	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. TOM BERRY, VICE CHAIR		✓	
REP. CHUCK HUNTER, VICE CHAIR	✓		
REP. JEFFREY WELBORN		✓	✓
REP. VIRGINIA COURT	✓		
REP. LILA EVANS		✓	
REP. MATTHEW ROSENDALE		✓	
REP. MICHELE REINHART	✓		
REP. STERLING SMALL		✓	
REP. CARY SMITH		✓	
REP. PAT NOONAN	✓		
REP. DANIEL SALOMON		✓	
REP. TIM FUREY	✓		
REP. GORDON VANCE		✓	
REP. CAROLYN SQUIRES	✓		
REP. JONATHAN MCNIVEN		✓	✓
REP. HARRY KLOCK		✓	✓
REP. EDWARD GREEF		✓	
REP. CARLIE BOLAND	✓		
REP. CHRISTY CLARK		✓	
REP. SCOTT REICHNER		✓	✓
REP. ELSIE ARNTZEN, CHAIR		✓	

HOUSE OF REPRESENTATIVES
Roll Call Vote
BUSINESS & LABOR COMMITTEE

DATE: 2/15/2011 BILL NO. HB378 MOTION NO. _____
MOTION: _____

DO PASS

<u>NAME</u>	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. TOM BERRY, VICE CHAIR		✓	
REP. CHUCK HUNTER, VICE CHAIR	✓		
REP. JEFFREY WELBORN		✓	✓
REP. VIRGINIA COURT	✓		
REP. LILA EVANS		✓	
REP. MATTHEW ROSENDALE		✓	
REP. MICHELE REINHART	✓		
REP. STERLING SMALL		✓	
REP. CARY SMITH		✓	
REP. PAT NOONAN	✓		
REP. DANIEL SALOMON		✓	
REP. TIM FUREY	✓		
REP. GORDON VANCE		✓	
REP. CAROLYN SQUIRES	✓		
REP. JONATHAN MCNIVEN		✓	✓
REP. HARRY KLOCK		✓	✓
REP. EDWARD GREEF		✓	
REP. CARLIE BOLAND	✓		
REP. CHRISTY CLARK		✓	
REP. SCOTT REICHNER		✓	✓
REP. ELSIE ARNTZEN, CHAIR		✓	

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14

HOUSE OF REPRESENTATIVES
Roll Call Vote
BUSINESS & LABOR COMMITTEE

DATE: 2/15/2011 BILL NO. HB 311 MOTION NO. _____

MOTION: DO PASS

<u>NAME</u>	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. TOM BERRY, VICE CHAIR		✓	
REP. CHUCK HUNTER, VICE CHAIR		✓	
REP. JEFFREY WELBORN		✓	✓
REP. VIRGINIA COURT		✓	
REP. LILA EVANS		✓	
REP. MATTHEW ROSENDALE		✓	
REP. MICHELE REINHART		✓	
REP. STERLING SMALL		✓	
REP. CARY SMITH	✓		
REP. PAT NOONAN		✓	
REP. DANIEL SALOMON		✓	
REP. TIM FUREY		✓	
REP. GORDON VANCE	✓		
REP. CAROLYN SQUIRES		✓	
REP. JONATHAN MCNIVEN		✓	✓
REP. HARRY KLOCK		✓	✓
REP. EDWARD GREEF	✓		
REP. CARLIE BOLAND		✓	
REP. CHRISTY CLARK		✓	
REP. SCOTT REICHNER		✓	✓
REP. ELSIE ARNTZEN, CHAIR		✓	

HOUSE OF REPRESENTATIVES
Roll Call Vote
BUSINESS & LABOR COMMITTEE

DATE: 2/15/2011 BILL NO. HB 408 MOTION NO. _____
MOTION: _____

DO PASS

<u>NAME</u>	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. TOM BERRY, VICE CHAIR		✓	
REP. CHUCK HUNTER, VICE CHAIR		✓	
REP. JEFFREY WELBORN	✓		✓
REP. VIRGINIA COURT		✓	
REP. LILA EVANS	✓		
REP. MATTHEW ROSENDALE	✓		
REP. MICHELE REINHART		✓	
REP. STERLING SMALL	✓		
REP. CARY SMITH	✓		
REP. PAT NOONAN		✓	
REP. DANIEL SALOMON	✓		
REP. TIM FUREY		✓	
REP. GORDON VANCE	✓		
REP. CAROLYN SQUIRES		✓	
REP. JONATHAN MCNIVEN	✓		✓
REP. HARRY KLOCK	✓		✓
REP. EDWARD GREEF	✓		
REP. CARLIE BOLAND		✓	
REP. CHRISTY CLARK	✓		
REP. SCOTT REICHNER	✓		✓
REP. ELSIE ARNTZEN, CHAIR	✓		

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AUTHORIZED COMMITTEE PROXY

I request to be excused from the Business and labor

Committee because of other commitments. I desire to leave my proxy vote with:

Tom Berry

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT	AYE	NO
HB 124 amendment	✓	
HB 128 amendment	✓	
HB 128		✓
HB 128 table	✓	
HB 188 amendment	✓	
HB 188		✓
HB 188 table	✓	
HB 311		✓
HB 311 table	✓	
HB 378		✓
HB 378 table	✓	
HB 399	✓	
HB 408	✓	
HB 427 table	✓	

BILL/AMENDMENT	AYE	NO
HB 428	✓	
HB 500 table	✓	
HB 398 postpone	✓	

Rep. Jonathan McNiven
(Signature)
McNiven

Date 2/15/2011

AUTHORIZED COMMITTEE PROXY

I request to be excused from the Business and Labor

Committee because of other commitments. I desire to leave my proxy vote with:

Tom Berry

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT	AYE	NO
HB 124 amendment	✓	
HB 128 amendment	✓	
HB 128		✓
HB 128 table	✓	
HB 188 amendment	✓	
HB 188		✓
HB 188 table	✓	
HB 311		✓
HB 311 table	✓	
HB 378		✓
HB 378 table	✓	
HB 399	✓	
HB 408	✓	
HB 427 table	✓	

BILL/AMENDMENT	AYE	NO
HB 428	✓	
HB 500 table	✓	
HB 395 table postponed	✓	

Rep. Harry Klock
(Signature)
Klock

Date 2/15/2011

AUTHORIZED COMMITTEE PROXY

I request to be excused from the Business and Labor

Committee because of other commitments. I desire to leave my proxy vote with:

Tom Berry

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT

AYE NO

HB 124 amendment	✓	
HB 128 amendment	✓	
HB 128		✓
HB 128 table	✓	
HB 188 amendment	✓	
HB 188		✓
HB 188 table	✓	
HB 311		✓
HB 311 table	✓	
HB 378		✓
HB 378 table	✓	
HB 399	✓	
HB 408	✓	
HB 427 table	✓	

BILL/AMENDMENT

AYE NO

HB 428	✓	
HB 500 table	✓	
HB 395 post pone	✓	

Rep.

Reichner

(Signature)

Date

2/15/2011

AUTHORIZED COMMITTEE PROXY

I request to be excused from the Business and Labor

Committee because of other commitments. I desire to leave my proxy vote with:

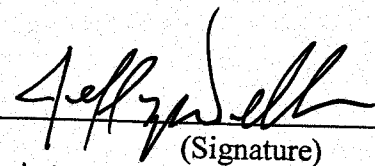
Tom Berry

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT	AYE	NO
HB 105 124 amend	✓	
HB 128 amendment	✓	
HB 128		✓
HB 128 table	✓	
HB 188 amend	✓	
HB 188		✓
HB 188 table	✓	
HB 311		✓
HB 311 table	✓	
HB 378		✓
HB 3 378 table	✓	
HB 399	✓	
HB 408	✓	
HB 427 table	✓	

BILL/AMENDMENT	AYE	NO
HB 428	✓	
HB 500 table	✓	
HB 395 postpone		
	✓	

Rep.


(Signature)

Jeff Welborn

Date

~~2/10~~ 2/15/2011

MONTANA House of Representatives
Visitors Register
HOUSE BUSINESS AND LABOR COMMITTEE

Tuesday, February 15, 2011

HB 275 - Provide offset of personal consumption expenses in survival actions

Sponsor: Representative Scott Reichner

PLEASE PRINT

Name	Representing	Support	Oppose
Dr. Paul R. Cook	Rocky Mountain Health Network	✓	
Dr George K. Bentzer	Surgical assoc.	✓	
MICHAEL S. BROWN MD	YELLOWSTONE Pathology	✓	
Jim Hunt			✓
Al Smith	MTHA		X
DIKE BROWN	MTHA	✓	
Ken Peterson	Self		X
Tom Ebzery	SV St James Holy Rosary	X	
Mona Jamieson	Doctors Co	X	
Bill Wada	Benefit	X	
Erin Madigan	Mont Medical Assn	X	
Gary VanHorse	State Farm Ins	X	
Jon Bennison	MT Chamber		
MARK TAYLOR	MHA	X	
Kray Keane	Billings Clinic	X	

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.

MONTANA House of Representatives
Visitors Register
HOUSE BUSINESS AND LABOR COMMITTEE

Tuesday, February 15, 2011

HB 416 - Provide for confidentiality for medical practices quality assurance

Sponsor: Representative Harry Klock

PLEASE PRINT

Name	Representing	Support	Oppose
Dr. Paul R. Coole	Rocky Mountain Health Net.	✓	
Dr. George K. Bentzel	Surgical asso.	✓	
MICHAEL S. BROWN, MD	YELLOWSTONE PARKWAY	+	
GREG A. DRAPEL	MONTANA HEALTHCARE NETWORK	✓	
Mike Foster	Catholic Hospitals	✓	
Al Smith	MTLHA		X
DICK BROWN	MHA	X	
Mona Jamison	Doctors CO	X	
Bill Warden	St. Pius	X	
Gabe Kristel	Mt. Morris Assoc		
Erin Maclean	MT Medical Assn.	X	
Jon Bernier	vet chamber	X	
John Flink	MHA	X	
Kipley Korum	CHANDLER BLANK BLINIS CLINIC	X	

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.

MONTANA House of Representatives
Visitors Register
HOUSE BUSINESS AND LABOR COMMITTEE

Tuesday, February 15, 2011

HB 405 - Medical malpractice reform

Sponsor: Representative Janna Taylor

PLEASE PRINT

Name	Representing	Support	Oppose
ROBERT STEARS, MD	MYSELF	✓	
Dr. Paul R. Cook	Rocky Mountain Health Network	✓	
Dr. George K. Bentzel	Surgical Assoc.	✓	
MICHAELS, BROWN	YELLOWSTONE PATHOLOGY	✓	
GREG A DRAPES	MONIDA HEALTHCARE NETWORK	✓	
Mike Foster	Catholic Hospitals	✓	
Tim Hunt	SELF		✓
Al Smith	MTLHA		✓
DICK BROWN	MITA	x	
Tom Ebzery	SV ST James Holy Rosary	x	
Mary Jannsen	Doofus Co	x	
Paul Winder	Benefit	x	
Eric Maclean	Mont. Medical Assn	x	
Jon Berrion	MT Chamber	x	
PATRICK HOFFERMAN	MT WOOD PRODUCTS ASSOC	x	
GARTER BECK, MD	MYSELF	x	
Amer GROSSER	Billings Chure	x	
John Flink	MITA	x	

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.

MONTANA House of Representatives
Visitors Register
HOUSE BUSINESS AND LABOR COMMITTEE

Tuesday, February 15, 2011

HB 440 - Require all public and private employers to use E-Verify program

Sponsor: Representative Daniel Salomon

PLEASE PRINT

Name	Representing	Support	Oppose
Cindy Swanick	Self		X
MARK CADWALLADER	Dept. of Labor & Industry	info only	
Bob Winger	Boisemakers Local 11	X	
Willie Duffield	Self		X
Shahed Hage - Harsuh	Self		X
Scott Christie	NCLU		X
VS for Spence	MADA		X
Bert Stiff	MT Hospital Assoc		X
Amee Gmorte	Billings Clinic		X
Bob Nachman	Self	X	
Deborah Smith	ALLA		X
Jason Tothunter	Montana Logging Assoc		X

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.

MONTANA House of Representatives
Visitors Register
HOUSE BUSINESS AND LABOR COMMITTEE

Tuesday, February 15, 2011

HB 531 - Revise civil liability for multiple defendants

Sponsor: Representative Steve Fitzpatrick

PLEASE PRINT

Name	Representing	Support	Oppose
Monte Beck	Self - injured victims		X
MICHAEL S. BROWN, MD	YELLOWSTONE PATHOLOGY	X	
GREG ADRADES	MONTANA HEALTHCARE NETWORK	✓	
Mike Foster	Catholic Hospitals	✓	✓
Jim Hunt	SELF		✓
A. Smith	MT HA		X
DICK BROWN	MT HA	X	
Tom Ebzen	SV St. James Holy Ros	X	
Mona Jansen	Deeters CO	X	
Don Walker	Bonman Research	X	
Monte Erin Maclean	Mont. Medical Assn	X	
John Bennion	MT Chamber		
Mark Taylor	MHA	X	
Kelly Kane	Billings Clinic	X	
BILL WARDEN	Benefis / ST. PETER'S		
John Bennion	MT Chamber	X	
Brenda Lindieff Hall	Self		X

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.

MONTANA House of Representatives Visitors Register

Tuesday, February 15, 2011

HB 500 - Make daylight savings time official in Montana; don't return to standard time

Sponsor: Representative Kris Hansen

PLEASE PRINT[illegible]

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.